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4 **UNITED STATES DISTRICT COURT**  
5 **DISTRICT OF NEVADA**  
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7 HSBC BANK USA, NATIONAL  
8 ASSOCIATION as Trustee for Nomura  
9 Asset Acceptance Corporation, Mortgage  
10 Pass-Through Certificates, Series 2005-AP2,

11 Plaintiff,

12 v.

13 THUNDER PROPERTIES INC., *et al.*,

14 Defendants.  
15

Case No.: 3:16-CV-00467-RCJ-WGC

**ORDER**

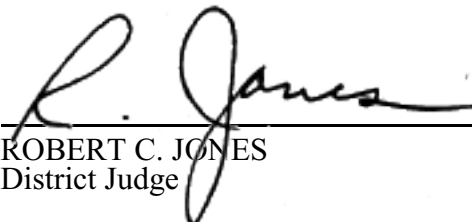
16 Presently before the Court is Plaintiff's Motion for Summary Judgment (ECF No. 31) filed on  
17 December 15, 2017. On April 3, 2018, the Court granted the parties Stipulation to Stay Proceedings  
18 Pending Settlement (ECF No. 46).

19 In light of the parties Status Report (ECF No. 48) advising the Court that there are payment and  
20 recording deadlines built into the settlement agreement that will need to occur before the dismissal. The  
21 parties anticipate being able to have the settlement finalized and dismiss this litigation within 60 days.  
22 Accordingly,

23 IT IS HEREBY ORDERED that Plaintiff's pending Motion for Summary Judgment (ECF No.  
24 31) is DENIED WITHOUT PREJUDICE with leave to refile.

25 IT IS FURTHER ORDERED that the parties shall file a Status Report and/or a Stipulation to  
26 Dismiss this action on or before August 6, 2018.

27 Dated: This 29<sup>th</sup> day of June, 2018.  
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ROBERT C. JONES  
District Judge